G R S 58

Previous references

Edn file 5 of 1896
Edn 324 07
Edn 427 06
Edn 9-06

Later references

Edn 104-10 (1+2)
11 (3-6)

1909
(Edn)

File No 234-09

Serial Nos

GENERAL AND REVENUE SECRETARIAT

Serial Nos -

Part B for Jan 10

SUBJECT

Treatment of the allowance drawn by Mr
J G Dastur, Principal, Central College, Bangalore

To the J G of Edn, Comptl, & Mr J G Dastur through the J G of Edn

States that the allce of Rs 200 sanctioned to Mr Dastur in G O no 9728 31 / Edn 324-07 dd 27 3 8, will be regarded as strictly personal

CPB 8000—7-4-17

GRS 11]

1909 10

GENERAL AND REVENUE SECRETARIAT

(Education)

NOTES

File No

FILE HEADING

Treatment of the allowances drawn by Mr J C Tait as Principal

From

No	Dated	Received

Diary No	Enclos	Spare Copies	Serial No

BRIEF ABSTRACT OF LETTER

NOTES AND ORDERS

Notes—First sheet

GPB - 30 000—'90 3 06

Central College
Bangalore
Sept 1909

Dewan's Mysore D 3057

My dear Sir,

It was recently brought to my notice that in the Mysore Quarterly Civil List the allowance drawn by me as Principal of the Central College is treated as something different from the personal allowance drawn by me as Principal of the Maharaja's College. I wrote to the Comptroller to enquire, and received an answer from him which is an amusing

Commentary on the assurance Gov recently gave me to the effect that a man need only do his work and his pay and promotion will look after themselves

Mr Weir and I were engaged on the 24th of the same letter a letter written by the late Mr K Seshadri Iyer to the late Mr W A Porter in 1889 in which the two men whom Mr. Porter was asked to select were promised the same prospects as men joining the Madras Education Department

In certain respect the

promise made in this letter has not been kept, and efforts have been made to repudiate it altogether Sir K Seshadri her himself, when I had reached Rs 700, actually attempted for some time to maintain that it had never been intended that Inr Iver or I should rise above Rs 700

However, that is not the point at present The point is that Sir Seshadri her introduced the Personal allowance to Principals in 1899 following the lead of the Madras Education Department I maintain that I am as much entitled to a personal allowance

4as Mr Weir was the same promise was made to both

Yours sincerely
JS Hart

PS I may add that I learn on excellent authority that the Council reduced the allowance (Rs 200) when I was appointed Principal "in order that Mr Weir might not be dissatisfied If it is necessary to treat us equally in regard to the amount of the allowance, why is it unnecessary to treat us equally in regard to the nature of it?
JSH

GRS 13]

Routine Notes

[To be used only for notes requisitions etc not intended for permanent record]

Above linked file
Fl. V

T

Both file No 5-96
(Section 2) Conty Council
Resolution & the order
fixing personal allowance
of Rs 250 to 200 to Messrs
J. Cook and Gowin Res
pectively is put up

2 Both file No 324-0
appointing Mr Tait as
Principal of the College
Vice Mr Cook retired
and fixing an allowance
of Rs 200 p.m. for the Prin-
cipalship is also sub-
mitted

2/10/09

Should routine notes be written on small slips the notes must be copied or shps pasted on this form

GPB—4,000—10 5 08

Serial No

LC 1917
22 12.07

1 In para 8 of the Lyo no 10223-5-Edr 230 of 5th March 1899 personal allowances of 250 Rs & 200 Rs ~~respectively~~ respectively were sanctioned to the Principals of the Central the Maharaja Colleges respectively It was said that "these allowances will be strictly personal ie they will be held contemporously by the officers whether on duty or leave (subject to the provisions of the Leave rules in regard to allowances during leave) and will not be given to those who act for them in their absence. They will be taken into account for calculating Leave and Pension allowances, but they are liable to be withdrawn when the officers are permanently transferred to other appointments"

H I

2 In the Council Resolution of 20 March 1908, the allowance ~~of~~ the Principal of the Central College was proposed to be reduced to 200 Rs, but nothing was said about any change in its ~~character~~ nature The order issued on 27-3-08 also said nothing about any change in the char...

NOTE—Contn sheet

GPB—50 000—1d 5-08

V 1057 7

Serial No

of the allowance

3 The reduced allowance thus ~~be~~ carries with it all the ~~words~~ characteristics laid down in the order of 1899 In order to avoid any room for misconception ~~stating~~ it may be intimated to the Comptroller that the Principals' allowance is a permanent allowance subject to the conditions laid down in 1899

Secy

4 I agree. CBB 4/11/09

5 I do not think it was intended that there should be any change in the nature of the Principal's allowance, when the amount of it was reduced last year.

6 As a question of allce is involved, and as Mr Davidson's allowance is a refd he received from the Comptroller the matter referred to the Fd Secy unofficially for remarks if any

MEBrown

7 Fwd Secy)

Std wd 8/11
Rec'd No 337

USB 6/11/09

Sub wd 8/11

NOTE—Contn sheet

GPB—50 000—13 5 08

Serial No 8

8 letters marked (1) to (8) in red pencil M

H D

The attached papers relating to the D.O correspondence between Mr Tait & myself on the question of his allowance will I hope make matters clear.

9 Mr Tait wants to make out that if the allowance of Rs 200/- which he draws as Principal is not treated as personal allowance, the Mysore Govt will be guilty of breach of faith.

10 I have been trying to explain to him that that is not the situation.

Letter dt 20/9/04 Letter marked M (3) in H D

11 Mr Tait says Mr Weir & I joined the Mysore service on the faith of a letter written in 1889 by the late Sir Sheshadri Iyer to the late Mr W A Porter In that letter Sir K Sheshadri Iyer promised the same prospects as the Madras Educational Department and the Mysore Govt is bound by that letter

12 It will be seen from the copy of Sir Sheshadri Iyers letter on the Secretariat file that no promise of the kind referred to by Mr Tait was made. I have told Mr Tait so, but of course I have refused to produce the copy of that letter discuss its contents with Mr Tait. The letter I think is a confidential document

NOTE—Contn sheet

GPB—50 000—1d 5 08

Serial No

and it is undesirable for many reasons & specially on grounds of principle to produce & discuss such document

Letter dt 20/9/05 received 23 9/05

13 Mr Tait also says This is not the first time attempt on the part of the Mysore Govt to repudiate that letter, as Sir K Sheshadri Iyer in 1895 maintained for sometime that it had never been intended that Mr Weir or I should rise above Rs 700" The fact referred to in this passage should be conclusive proof that the ~~alleged~~ promise referred to by Mr Tait was never made Fancy a man of the stamp of Sir Sheshadri definitely making a promise and then trying to repudiate it!

14 But even supposing that the promise was made viz that the two officers shd have the same prospects as the Madras Edn Deptt, I do not see how that will help Mr Tait in the position he has taken up. Can it be for a moment contended with any show of reason that the promise means that the Mysore Govt will create for these two officers appointments with allowances equal to the highest allowances in the Madras Edn Deptt? In Madras

NOTE—Contn sheet

GPB—50 000—1d 5-08

Serial No

there is a Directorship in Rs 2000-2500 and two appts with emoluments rising to Rs 1500 and so on open to all officers. There are not and there cannot be such appointments in Mysore. The promise even if it had been made must therefore be held to be limited by the necessities of the Edn Dept of Mysore If the Govt of Mysore think that an allowance of Rs 200/- in addition to pay should be given to the Principals of the Colleges at Bangalore & Mysore the alleged promise cannot be urged as a sufficient reason for making the allowance personal allowance It may be added that in Madras and in all other Provinces of British India Principals of Colleges do not necessarily draw personal allowances or in fact any allowances in addition to pay

Vide order 1 30 3 08

A

OR

A

15 In the Govt order of 30 3 1908 it is stated that 'the allowance for the principalship will be fixed at Rs 200/ p m in the case of both the colleges &c This language implies a local allowance attached to the appointments In the British Indian system of personal allowance the allowance attached to the officer, some

NOTE—Contn sheet

Serial No

professors draw personal allowance while some Principals do not. If the personal allowance system is to be introduced in Mysore Govt should be free to give the allowances to officers other than principals, one or both the principals not drawing the allowances when the allowances are drawn by other officers And at times there may be no officer drawing the allowance. But to work the allowances as proposed viz to treat them as attached to Principalships and still to regard them as personal allowances would be in my opinion be hardly correct.

I am therefore of opinion that Mr Tait should be informed that the allce is correctly regarded as a local allce under the order of March 1908. The difficulty would only be as regards leave allce for a local allce would not count as part of pay or salary for calculating leave allce. As regards pension it makes no difference as Mr Tait already gets a pay pension of Rs 1000/-. On the sentiment side, there is the fact of the allce having been treated as a personal allce in Mr Wens case. but as already explained

NOTE—Contn sheet

337

Serial No.

by me in my D O to Mr Tait; Mr Wilkes became a principal before & he after the
* first order of 30.3 1908. As regards the 'breach of faith' contention I have discussed the facts at the beginning of this note

10/11/09

Submitted to Secy)

17/11/09

2196

18

C803
18/11/09

19 In the order of 1899, the nature of the allowances was not quite properly determined If the allces were meant to be withdrawn when the offrs were transferred elsewhere, they were 'local' and could hardly be regarded as 'personal' to them The order of 1908 seems to make the allces local

20 It is difficult to find any flaw in the reasoning of the Ft Secretary and I agree in this

NOTE.—Contn al eet

Serial No

Conclusions in the main

21 But from the general Secretary's Note and the file Concerning Mr Dant's appointment I think it very doubtful of Govt ~~meant to make the appointment~~ had the terms of the order of March 1908 about the allce in their mind The only difference they meant to make was in the amount If my surmise is correct, I think that Mr Dant's allowance should be regarded as personal' in the limited sense of the order of 1899

22 If the Dewan prefers, the matter may be discussed again, but I would recommend that an explanatory order to this effect may be passed

3450/7/12/09

2/12/9

Please put up Mr Dickens file next

NOTE—Contn sheet

14

entral College,
Bangalore

14 Dec 190?

Y. Ananda Rao Esq BA
Dewan of Mysore

My dear Sir,

You were so good as to promise to look into the terms of my agreement with the Mysore Government when I saw you just before the Dusserah holidays

I have had some correspondence with the Comptroller of an unsatisfactory nature - indeed I have considerable difficulty ~~believing~~ believing that he is serious The upshot of his communications thus (1) The

Mysore Government is at
liberty to vary the terms of
my agreement by writing behind
my back to the Government of
India an incorrect account
of the terms offered to me and
accepted by me
(2) The Mysore Government
is at liberty to suppress any
document bearing on my
case
The doctrines he propounds

are somewhat startling from the point of view of morality I shall be much obliged, if you will be so kind as to look into the matter

Yours sincerely
H Hart

17—

Please acknowledge receipt of this. Mail John a ltr. send further comments from the Comptroller + understand from him the question at issue

Please request Comptroller to send me the papers with a brief note

Thx
Hellecoy

(1) attended
(2) He already rec'd by 18 1209

19

Extract from the Proceedings of the 2nd Meeting of the Council of His Highness the Maharaja held at Mysore on the 20th December 190[illegible]

III Subject

Question as to whether the allowance drawn by Mr Tait under G O 972 -71/Edn 324-0 -/ dated 27th March 1[illegible] is a personal or a local allowance

O P I N I O N

The allowance should be regarded as personal in the case of Mr Tait as laid down in G O 102-3-/-Edn 230 dated the [illegible] March 1[illegible]

Sd T Anandalwa

"Extract"

[illegible] Dewan

20

Submitted to His Highness

"he recommendation of the Council in the accompanying Council Resolution that the Principal's allowance of Rs 200 drawn by Mr J G Tait, Principal of the Central College, be regarded as personal" in the sense of the Government Order No 10233-5/Edn 230 dated 5th March 1899, may be approved

S

Y

J Shrivastava
27 Dec

191/22 12 09

305 21

Record of Cases submitted for the Orders of His Highness the Maharaja

Subject

24 12 09
698

Question as to the treatment of allowance drawn by Mr J C Tait, Principal, Central College, as a personal or local allowance

401

Order

Approved
~~KRW~~
27/12/09

Levy
Sttd
28/12/09

Issue orders accdy
SB
29-12-09

₹30/-

28/12/09

G R S 12]
General and Revenue
Secretariat

File No 3057 2

of 190

Serial No

Draft order is submitted.

2nd Cr) 3 1-10

Draft appd by 2cr
4/1/10

Issue
SB
4/1/10

5 1 10

1 To The Inspector General from Comptroller thro' Br 4
Mr J G Tait thro' the H of Com
No. 5833-8 9 12-1-10

Directs that the allowance be regarded as strictly personal in the sense of GO 10233 S/Ern 230 dated 5 May 99

NOTE—Contn sheet

GPB— 0 000—13 5 08

GRS 28]

File No

Serial No

Diary No of letter replied to

Proceedings of the Government of His Highness the Maharaja of Mysore

GENERAL AND REVENUE SECRETARIAT

( )

READ—

the 190

Date of issue

Signed by

ORDER THEREON—No

The allowance of Rs 200 per mensem sanctioned to Mr. G. G. Pai, M A, Principal, Central College, Bangalore, in G.O No 9728 31 GDR 326-07

SUBJECT

GPB—6 000—13 5-08

of the 27th March 1908 will be
regarded as strictly personal
in the sense of the Govt Order
No 10233-5/Gdr 230 of the 5th
March 1899, ie it will be held
continuously by him whether
on duty or leave (subject to the
provisions of the leave Rules in
regard to allowances during leave)
and will not be given to any other Officer
who acts for him during his
absence. ~~The allowance~~ It will be
taken into account for calculating
leave and pension allowances but
it is liable to be withdrawn
when he is permanently transferred
to some other appointment.

Cons 3080 1/1

Returning the Correspondence

4/1/10

To the Govt of Eastern Bengal & Assam
& Comptroller
No 9.5 Hist Dept

For Secy
31/12/09